In determining the amount of penalties I am assessing in this case, I have given great weight to the fact that Walker is a small operator, has a relatively minor history of reported violations and abated the violative conditions in a timely manner. Accordingly, the following civil penalties are deemed appropriate:

Citation	Amount
2247898	\$100
2247378	\$250
2247379	\$250

## ORDER

The M. A. Walker Company, Inc., IS HEREBY ORDERED to pay civil penalties of \$600 within 30 days of the date of this decision. Payment is to be made to MSHA, and upon receipt of same, this proceeding is DISMISSED.

Roy **Waurer** 

Administrative Law Judge

## Distribution:

Mary Sue Ray, Esq., Office of the Solicitor, U. S. Department of Labor, 801 Broadway, Rm. 280, Nashville, TN 37203 (Certified Mail)

Lyle A. Walker, President, M. A. Walker Company, Inc., P. 0. Box 143, McKee, KY 40447 (Certified Mail)